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U.S. DISTRICT COURT  
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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
Civil Action No: 3:05CV80-T**

**JAMES E. GREEN and  
DEBRA F. GREEN,**

**Plaintiffs,**

**v.**

**KPMG, LLP, WACHOVIA BANK, N.A.,  
successor by merger to FIRST UNION  
NATIONAL BANK, N.A., Q.A.  
INVESTMENTS, LLC, and QUELLOS  
GROUP, LLC,**

**Defendants.**

**STIPULATION AND  
CONSENT ORDER DISMISSING  
CLAIMS AGAINST WACHOVIA BANK,  
NATIONAL ASSOCIATION, WITH  
PREJUDICE**

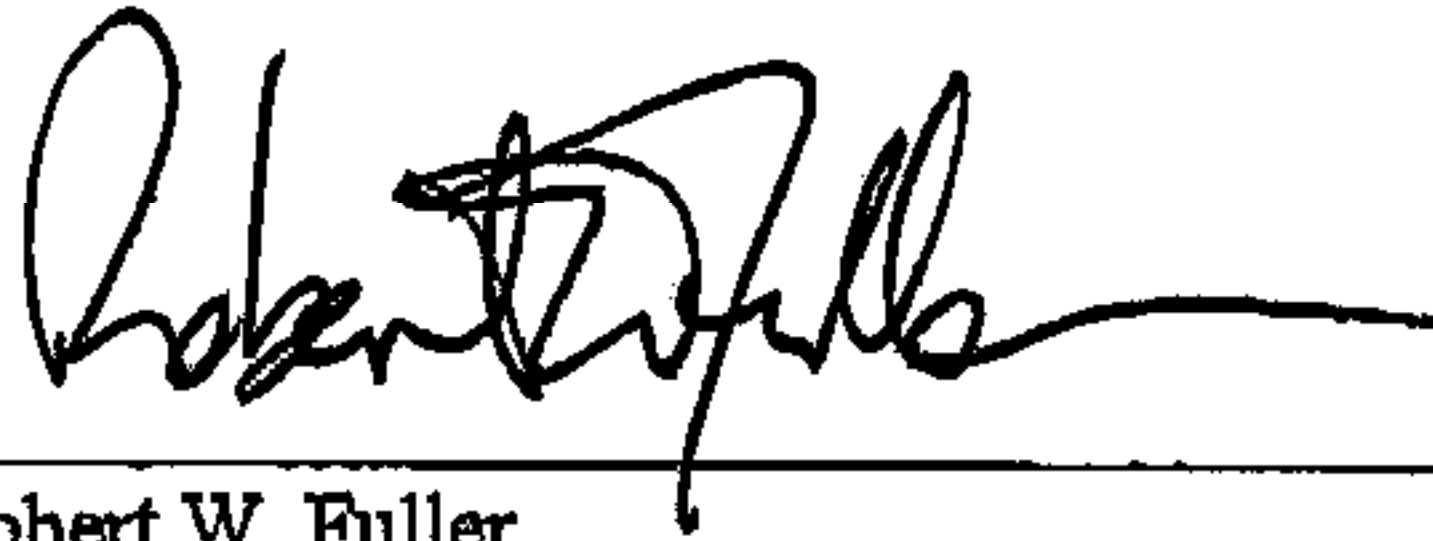
Plaintiffs James E. and Debra Green, through counsel, hereby stipulate pursuant to Rule 41 of the Federal Rules of Civil Procedure that all claims asserted in the above-captioned matter against defendant Wachovia Bank, National Association f/k/a First Union National Bank ("Wachovia") are hereby dismissed, with prejudice, with full reservation by the plaintiffs of all their rights and claims against the other defendants in this action. The plaintiffs further stipulate that they will not seek any award of costs or fees from Wachovia. Wachovia joins in this stipulation, through counsel.

This 28 day of June, 2005.

  
W. James Chandler

Attorney for Plaintiffs

508 E. Fourth Street  
P.O. Box 34097  
Charlotte N.C. 28234  
704-376-6552



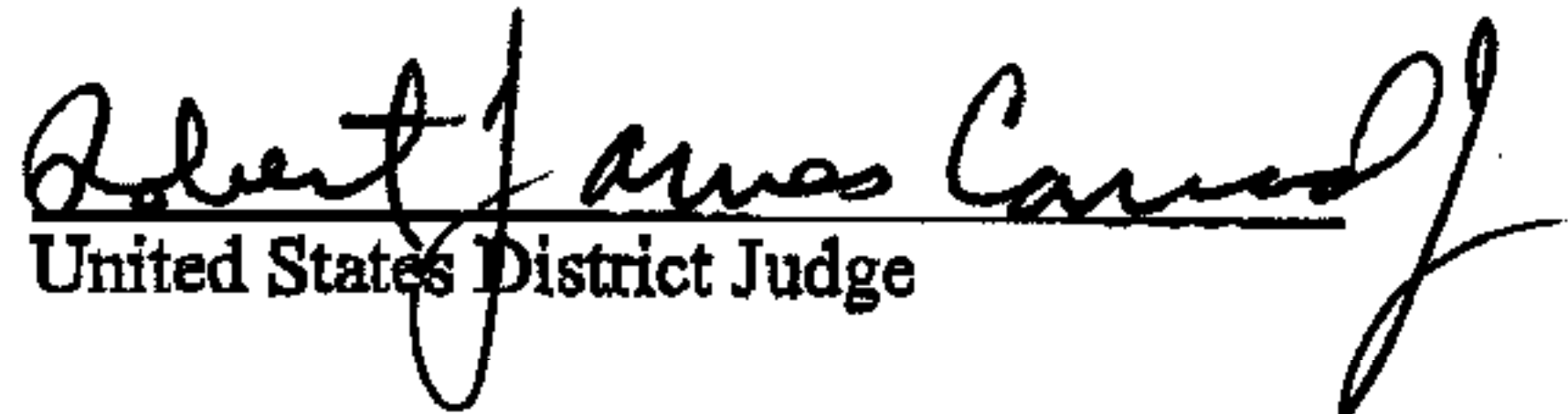
Robert W. Fuller  
N.C. Bar No. 10887  
Katherine Gordon Maynard  
N.C. Bar No. 26837

Attorneys for Wachovia Bank, National Association

ROBINSON, BRADSHAW & HINSON, P.A.  
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Charlotte, North Carolina 28246  
704.377.2536

**ORDER**

The above Stipulation is hereby approved and entered as an Order of this Court, effective  
this 6<sup>th</sup> day of July, 2005.

  
United States District Judge